

# ABC LICENSE APPLICATION: DETERMINATION OF PUBLIC CONVENIENCE OR NECESSITY

Abdulnasser Ali Dhalai,  
dba Lucky Spot Food Market  
2444 S. 9<sup>th</sup> St.  
Fresno, CA 93725-1444  
September 10, 2019



# BOARD OF SUPERVISORS MEETING

## September 10, 2019

Presented before your Board today is an item to consider and take action on a request for determination of public convenience or necessity on application for Type 20 Alcoholic Beverage Control (ABC) License filed by Abdulnasser Ali Dhalai, dba Lucky Spot Food Market.

- \* License Type 20 (Off-Sale Beer & Wine): Authorizes the sale of beer and wine for consumption off the premises where sold.

# FRESNO COUNTY POLICY MANAGEMENT DIRECTIVE 2400

County policy requires the following criteria to be considered before a determination of public convenience or necessity can be met:

1. The issuance of a license would not tend to create a law enforcement problem and increase the level of crime activity.
2. The issuance of a license would provide a needed service to the community and that without this use there would be an inconvenience to the community.
3. The issuance of a license will have a positive impact on the local economy including the creation of new jobs.

The determination of public convenience and necessity alone does not guarantee the applicant will receive a license from CDABC. The issuance of a license is totally within the discretion of the CDABC, and the applicant must also comply with other requirements of CDABC and other applicable land use and health and safety code requirements.

# RESPONSE

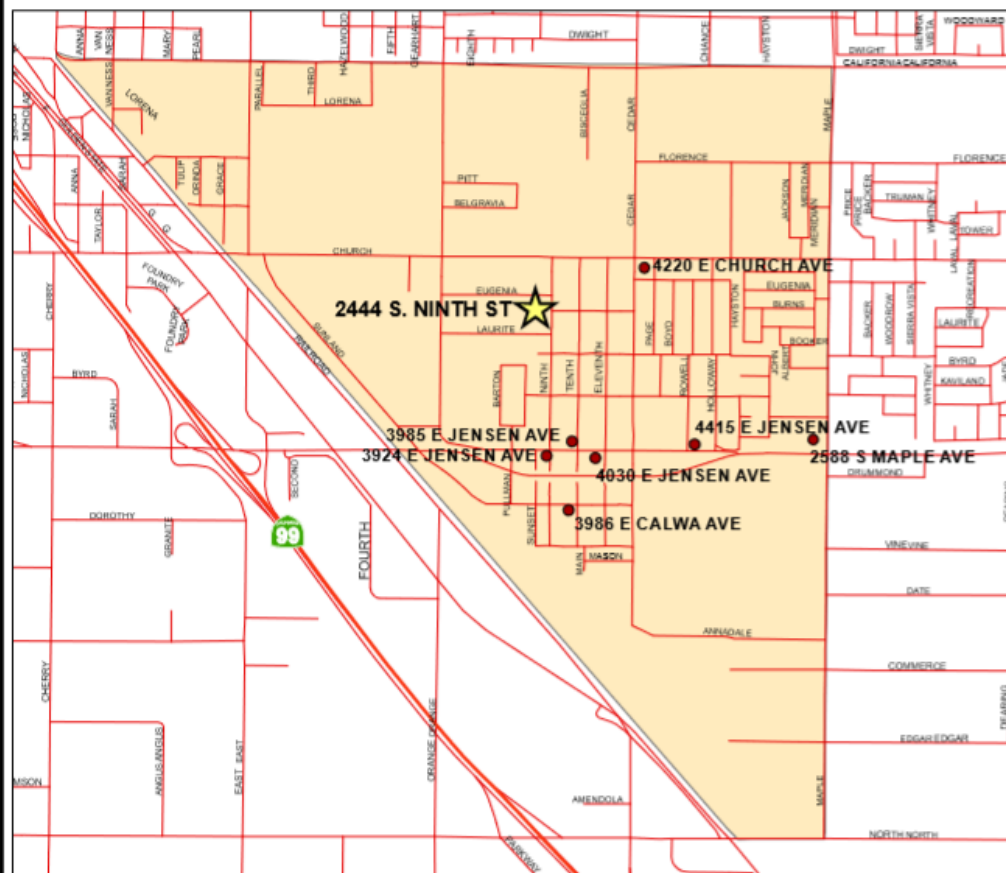
- \* The applicant provided a written response, which is included within the agenda item. The applicant is available for questions.
- \* The Department of Public Works was contacted. There are no zoning issues relating to this application.
- \* The Fresno County Sheriff's Department was contacted and reviewed this application.

# STATISTICS

- \* Applicant is in Census Tract 12.01
- \* 5 off-sale licenses are allowed by ABC in this census tract
- \* There are 8 existing off-sale license in this census tract.
- \* There is a moratorium on the issuance of off-sale (Type 20) licenses for Fresno County where the ratio of licenses exceeds one for each 2,500 inhabitants.
- \* Due to this moratorium, ABC must deny the application unless your Board determines that public convenience or necessity would be served by the issuance



**Census Tract 12.01**  
**2444 S. 9TH ST.**



### Legend



● LICENSED ESTABLISHMENTS

CENSUS TRACT 12.02

# Type 20 & 21 Licenses Within Census Tract 60 and Their Proximity to the Applicant

Applicant: Abdulnasser Ali Dhalai  
 2444 S. 9<sup>th</sup> St., Fresno, CA 93725-1444  
 Census Tract 12.01

License Type	Business Name	Premises Address	City, State ZIP	Distance From Applicant	Travel Time
	<b>20 Applicant</b>	<b>2444 S. 9TH ST</b>	<b>FRESNO, CA 93725-1444</b>	<b>APPLICANT</b>	<b>N/A</b>
	20 AMIGOS FOOD MARKET	4220 E CHURCH AVE	FRESNO, CA 93725-1534	0.4 miles	1 minute
	21 AMIGOS FOOD MARKET	4220 E CHURCH AVE	FRESNO, CA 93725-1534	0.4 miles	1 minute
	20 SHAIBI MARKET	3924 E JENSEN AVE	FRESNO, CA 93725-1426	0.4 miles	2 minutes
	20 DISCOUNT MARKET	3985 E JENSEN AVE	FRESNO, CA 93725	0.5 miles	2 minutes
	21 CAVALIER LIQUOR 2	4030 E JENSEN AVE	FRESNO, CA 93725	0.5 miles	3 minutes
	20 HANDI STOP MINI MART & GAS	4415 E JENSEN AVE	FRESNO, CA 93725-2106	1.0 miles	3 minutes
	20 CALWA MINI MART	3986 E CALWA AVE	FRESNO, CA 93725-2031	1.1 miles	4 minutes
	21 CAVALIER FOOD STORE	2588 S MAPLE AVE	FRESNO, CA 93725	1.3 miles	3 minutes

## License Type

- 20 Off-Sale Beer and Wine
- 21 Off-Sale General

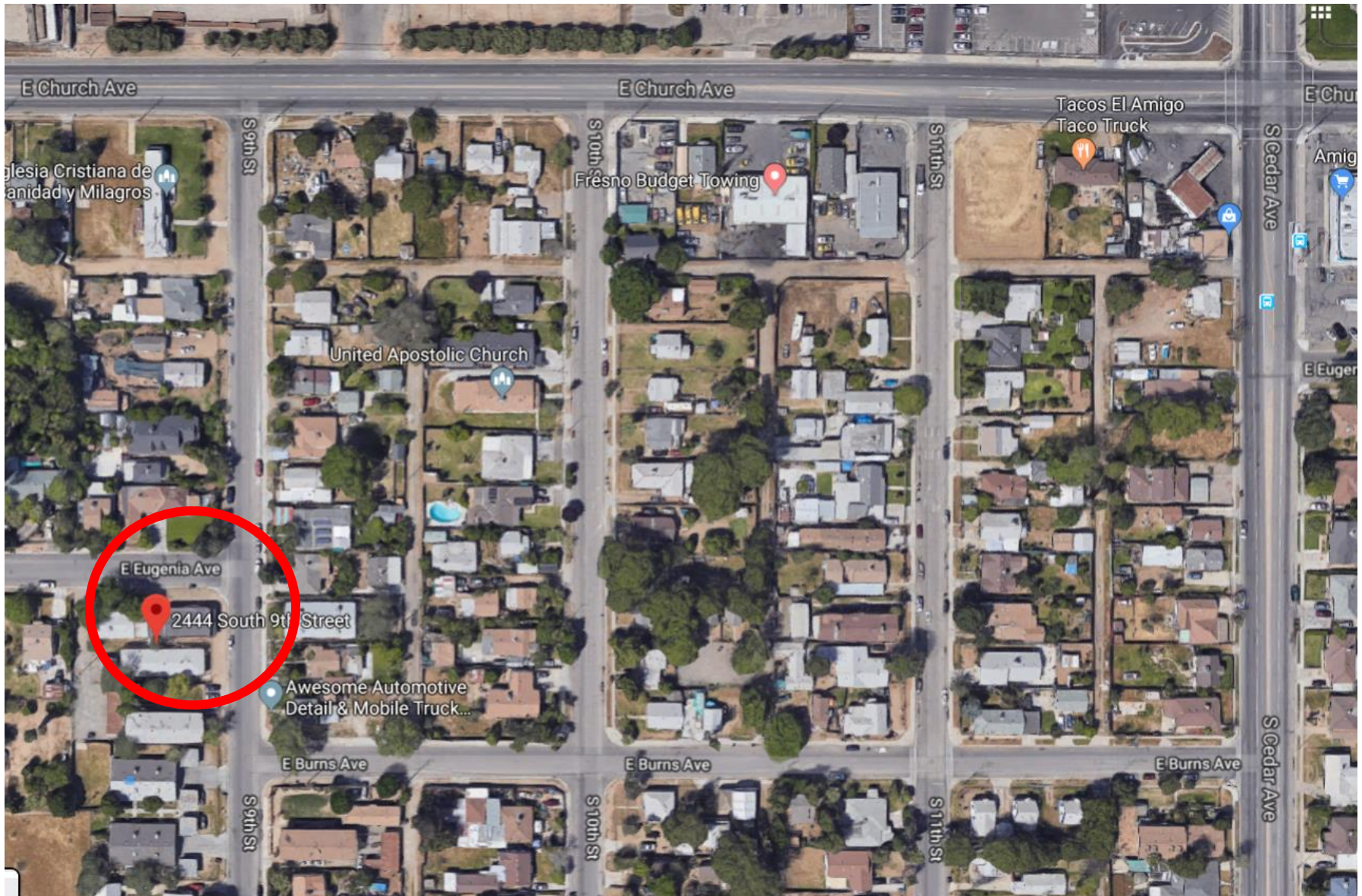
## Sources

License Types: [www.abc.ca.gov](http://www.abc.ca.gov)

Distances: [www.google.com/maps](http://www.google.com/maps)



# Aerial View of Applicant's Location





# West View of Applicant's Site

2444 S. 9<sup>th</sup> St., Fresno, CA 93725





# North View of Applicant's Site





## South View of Applicant's Site



## East View of Applicant's Site



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